

## UNITED STATES DISTRICT COURT

for the

District of Oregon

United States of America  
v.  
Jorge Ricardo Gongora-Chi,

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)  
)

Case No: CR 09-218-RE

USM No:

Barry W. Engle

Defendant's Attorney

Date of Previous Judgment: 03/07/2011

(Use Date of Last Amended Judgment if Applicable)

## Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

IT IS ORDERED that the motion is:

☐ DENIED. ☐ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 57 months is reduced to 41.

## I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)

Previous Offense Level: 24Amended Offense Level: 21Criminal History Category: IICriminal History Category: IIPrevious Guideline Range: 57 to 71 monthsAmended Guideline Range: 41 to 51 months

## II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

☒ The reduced sentence is within the amended guideline range.

☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.

☐ Other (explain):

## III. ADDITIONAL COMMENTS

Sentence shall be concurrent to sentence imposed in CR-09-222-RE

Except as provided above, all provisions of the judgment dated 03/07/2011 shall remain in effect.

IT IS SO ORDERED.

Order Date: 1/13/12

Malcolm A. Marsh  
Judge's signature

Effective Date: \_\_\_\_\_  
(if different from order date)

For Honorable James A. Redden  
Printed name and title